

FILED

Plaintiff's Name JASPER MARTIN

Inmate No. 1194594

Address MADERA COUNTY JAIL
145 TOLEB STREET
MADERA, CA 93638

JUL 20 2022

CLERK U.S. DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

BY _____

DEPUTY CLERK

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

JASPER ANDREW MARTIN

(Name of Plaintiff)

1:22-cv-00002

(Case Number)

vs.

D. LAJTIKO

CHRISTIAN PFEIFFER

KATHLEEN ALLISON

COUNTY OF KERN

CITY OF SELANO

(Names of all Defendants)

AMENDED CIVIL RIGHTS COMPLAINT UNDER:

42 U.S.C. 1983 (State Prisoner)

Bivens Action [403 U.S. 388 (1971)] (Federal Prisoner)

E.D.

RECEIVED

JUL 20 2022

CLERK U.S. DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA
BY _____
DEPUTY CLERK

I. Previous Lawsuits (list all other previous or pending lawsuits on additional page):

A. Have you brought any other lawsuits while a prisoner? Yes No

B. If your answer to A is yes, how many? 6

Describe previous or pending lawsuits in the space below. (If more than one, attach additional page to continue outlining all lawsuits in same format.)

1. Parties to this previous lawsuit:

Plaintiff JASPER MARTIN

Defendants OFFICER NORTHCUTT ET AL,

CHRISTIAN PFEIFFER

2. Court (if Federal Court, give name of District; if State Court, give name of County)

EASTERN DISTRICT

3. Docket Number 1:22-cv-00002

4. Assigned Judge _____

5. Disposition (Was the case dismissed?Appealed? Is it still pending?)

PENDING

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II. Exhaustion of Administrative Remedies

NOTICE: Pursuant to the Prison Litigation Reform Act of 1995, “[n]o action shall be brought with respect to prison conditions under [42 U.S.C. § 1983], or any other Federal law, by a prisoner confined in any jail, prison, or other correctional facility until such administrative remedies as are available are exhausted.” 42 U.S.C. § 1997e(a). Prior to filing suit, inmates are required to exhaust the available administrative remedy process, *Jones v. Bock*, 549 U.S. 199, 211, 127 S.Ct. 910, 918-19 (2007); *McKinney v. Carey*, 311 F.3d 1198, 1999 (9th Cir. 2002), and neither futility nor the unavailability of money damages will excuse the failure to exhaust, *Porter v. Nussle*, 534 U.S. 516, 524, 122 S.Ct. 983, 988 (2002). If the court determines that an inmate failed to exhaust prior to filing suit, the unexhausted claims will be dismissed, without prejudice. *Jones*, 549 U.S. at 223-24, 127 S.Ct. at 925-26.

A. Is there an inmate appeal or administrative remedy process available at your institution?

Yes No

B. Have you filed an appeal or grievance concerning ALL of the facts contained in this complaint?

Yes No

C. Is the process completed?

Yes If your answer is yes, briefly explain what happened at each level.

I HAD GRIEVANCES APPROVED AND GRANTED FROM THE PRISON AND WOLZ IN SACRAMENTO. MOST OF EVERY INSTANCE THERE WERE LIES AND ATTEMPTED COVER UPS BY CALIFORNIA DEPARTMENT OF CORRECTIONAL AND REHABILITATION EMPLOYEE.

No If your answer is no, explain why not.

III. Defendants

List each defendant's full name, official position, and place of employment and address in the spaces below. If you need additional space please provide the same information for any additional defendants on separate sheet of paper.

A. Name D. CASTILLO is employed as CORRECTIONAL OFFICER
Current Address/Place of Employment KERN VALLEY STATE PRISON

B. Name CHRISTIAN PFEIFFER is employed as WARDEN

Current Address/Place of Employment KERN VALLEY STATE PRISON

C. Name KATHLEEN ALLISON is employed as SECRETARY OF THE COLOR

Current Address/Place of Employment _____

D. Name COUNTY OF KERN is employed as _____

Current Address/Place of Employment _____

E. Name CITY OF BEND is employed as _____

Current Address/Place of Employment _____

IV. Causes of Action (You may attach additional pages alleging other causes of action and the facts supporting them if necessary. Must be in same format outlined below.)

Claim 1: The following civil right has been violated (e.g. right to medical care, access to courts, due process, free speech, freedom of religion, freedom of association, freedom from cruel and unusual punishment, etc.):

1ST, 4TH, 5TH, 6TH, 8TH AND 14TH AMENDMENTS UNITED STATES CONSTITUTION, EXCESSIVE FORCE, SEXUAL ASSAULT HARASSING LEI SPABILIS, SUPERVISOR LIABILITY

Supporting Facts (Include all facts you consider important to Claim 1. State what happened clearly and in your own words. You need not cite legal authority or argument. Be certain to describe exactly what each defendant, *by name*, did to violate the right alleged in Claim 1.):

I HAVE OVER A DOZEN WITNESSES WHO HAVE COME FORWARD AND SAID EXACTLY AS I HAVE SAID, THE EXCESSIVE FORCE HAPPENED MORE THAN ONCE, OFFICER CASTILLO SEXUALLY FEIT ON ME MORE THAN ONCE, CASTILLO RAIDED MY CELL FOR NO REASON OTHER THAN TO HARASS ME AND STEAL FROM ME MORE THAN ONCE. OFFICER CASTILLO INTERRUPTED IN MY

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MEDICAL CARE DOZEN OF TIMES. I HAVE
witnessed who have come forward at the
trial and will come forward at trial, WARDEN
CHRISTIAN PFEIFFER KNEW BECAUSE I TOLD HIM TO
HIS FACE AND WROTE HIM LETTERS. I ALSO WROTE
KATHLEEN ALLISON SEVERAL TIMES AND RECEIVED
COMMUNICATIONS FROM HER WIFE SAYING EXHAUST
THE REMEDIES AND SUE. SHE KNEW AND KNOWS ALL
ABOUT THESE ISSUES. YES, THE CITY OF DELANO
AND THE COUNTY OF KERN POLICIES HAVE ALLOWED
CORRECTIONAL OFFICER D. CASTILLO TO MUTILIZE ME, NOT
STOPPING IN, NOT STOPPING IT, MAKE THEM RESPONSIBLE.

Claim 2: The following civil right has been violated (e.g. right to medical care, access to courts, due process, free speech, freedom of religion, freedom of association, freedom from cruel and unusual punishment, etc.):

1ST, 4TH, 5TH, 8TH AND 14TH AMENDMENTS
U.S. CONSTITUTION, DELIBERATE INDIFERRENCE TO MEDICAL
NEED, CITY OF DELANO, COUNTY OF KERN AS DEFENDANTS

Supporting Facts (Include all facts you consider important to Claim 2. State what happened clearly and in your own words. You need not cite legal authority or argument. Be certain to describe exactly what each defendant, by name, did to violate the right alleged in Claim 2.):

THESE IN AUTHORITY THE WARDEN, THE SECRETARY
OF CORR, THE CITY OF DELANO AND THE COUNTY
OF KERN COULD HAVE STOPPED OFFICER CASTILLO AT
ANY TIME AND REFUSED TO. JUST LIKE JUDGE
MAGISTRATE BOONE CONTINUED TO MAKE EXCUSES. FIRST
MAGISTRATE BOONE TELLS ME I SAID TOO MUCH ABOUT
THE ABUSE AND THEN TELLS ME I WROTE TOO
LITTLE. OVER A DOZEN WITNESSES HAVE SAID THEY SAW
CASTILLO FEEL ON ME SEXUALLY, DENY AND INTERFERE WITH
MY MEDICAL TREATMENT, HARASS ME AND STEAL
FROM ME AND PHYSICALLY ATTACK ME. ALL OF

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THESE THINGS WERE DONE TO ME BY CORRECTIONAL OFFICER CASTILLO BECAUSE HE WANTED TO. I DID NOTHING TO DESERVE TO BE TREATED LIKE THAT. HE DID IT BECAUSE PFEIFFER, ALLISON, THE CITY OF DELANO AND THE COUNTY OF KERN LET HIM DO IT. HE TORTURED ME BECAUSE JUDGE MAGISTRATE BOONE AND THOSE IN POWER MAKE EXCUSES AND ACT LIKE IT didn't HAPPEN. I HAVE WENT INTO GREAT DETAIL, MANY TIMES, IT'S A COVERUP.

V. Relief

State briefly exactly what you want the court to do for you. Make no legal arguments. Cite no cases or statutes.

I WANT A JURY TRIAL, I WANT 100 MILLION DOLLARS IN DAMAGES. JUDGE BOONE CONTINUES TO HAVE ME TELL HIM THE SAME THING, ONLY HE GIVES ME LESS PAGES TO DO IT WITH. YOU CANNOT GIVE MORE DETAIL WITH LESS PAGES. JUDGE BOONE HAS EVIDENCE CASTILLO DID THESE THINGS TO ME. I HAVE WITNESSES AND EVIDENCE, TIME FOR TRIAL

I declare under penalty of perjury that the foregoing is true and correct.

Date: 7-14-2022

Signature of Plaintiff: [Signature]

(Revised 4/4/14)

FROM THE MOMENT I RECEIVED MY FIRST COMMUNICATION FROM JUDGE MAGISTRATE BOONE. IT WAS OBVIOUS HE WOULD MAKE EVERY ATTEMPT TO TRY TO DESTROY MY CLAIMS. THIS IS PERSONAL MAGISTRATE BOONE HAS BEEN TOLD BY ME SEVERAL TIMES IN SEVERAL DIFFERENT WAYS. I WAS BEATEN, ABUSED, SEXUALLY ASSAULTED BY CORRECTIONAL OFFICER AND THEY TRIED TO MURDER ME. OFFICER CASTILLO HAS PLAYED AROUND AND WITH MY AN AREA MORE THAN THREE, PLAYED AROUND MY PRIVATE FRONT PARTS MORE THAN ONCE, TRIED TO MAKE ME TAKE MY CLOTHES OFF AND GET NAKED MORE THAN ONCE. THESE WERE NOT SEARCHED, IT WAS TO GET NASTY WITH ME, FOR SEXUALLY PLEASURING HIMSELF. TWISTING MY ARMS AND FLAMMING ME AROUND AND MAKING ME FALL AND PUTTING HANDCUFFS ON ME FOR NO REASON HAPPENED ALL THE TIME BY CASTILLO. HE DID THESE THINGS BECAUSE HE WANTED TO, BECAUSE HE HAD THE POWER. THROWING MY POIS IN THE TRASH, NOT LETTING ME GET MEDICAL TREATMENT AND JUST STRAIGHT JUMPING UP IN MY FACE AND THREATENING VIOLENCE TO KEEP ME FROM GETTING HEALTH CARE HAPPENED ALL THE TIME. I AM TIRED OF JUDGE MAGISTRATE BOONE AND HIS LYING. HE HAS BEEN TOLD TOO MANY TIMES IN TOO MANY DIFFERENT WAYS, CASTILLO TORTURED ME, THE BOTTOM LINE IS THIS, JUDGE BOONE DOES NOT CARE WHAT A DIRTY COP DOES TO WHAT INMATE, I HAVE WITNESSES AND EVIDENCE, IF BOONE WANTS TO KEEP ACTING LIKE CASTILLO WASN'T ABUSING INDIGENTS ON THEM, I AINT GOIN TO KEEP ASKING BOONE TO DO RIGHT, IT'S CLEAR HE WILL NOT.